

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

THURSDAY, January 7, 2010

The Chief Clerk makes the following entries under the above date.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Tuesday, January 5, 2010.**

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

January 5, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint POLACEK, RONALD, of Prairie du Sac, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 2010.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

**REFERRALS AND RECEIPT OF COMMITTEE REPORTS
CONCERNING PROPOSED ADMINISTRATIVE RULES**

The committee on **Transportation, Tourism, Forestry, and Natural Resources** reports and recommends:

Senate Clearinghouse Rule 09–070

Relating to emergency agricultural transportation permits, and emergency energy conservation permits.

No action taken.

JIM HOLPERIN
Chairperson

The Chief Clerk makes the following entries dated **Wednesday, January 6, 2010.**

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Darling withdrawn as a coauthor of **Senate Bill 440.**

Pursuant to Senate Rule 17 (5), Representative Hilgenberg added as a cosponsor of **Senate Bill 439.**

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2009 SENATE BILL 358

Prepared by the Legislative Reference Bureau
(January 6, 2010)

1. Page 5, line 22: after “audiologist” insert “or”.

**INTRODUCTION, FIRST READING, AND
REFERENCE OF PROPOSALS**

Read first time and referred:

Senate Bill 442

Relating to: requiring local units of government to use the qualifications–based selection process for certain public works consulting contracts.

By Senators Plale, Decker, Kreitlow, Taylor, Lassa, Hansen, Wirch, Lehman, Schultz and Kedzie; cosponsored by Representatives Molepske Jr., Clark, Townsend, Gunderson, A. Ott, Kerkman, Honadel, Zipperer and Gottlieb.

To committee on **Ethics Reform and Government Operations.**

Senate Bill 443

Relating to: theft of communication and video services, civil damages resulting from the theft of certain services, and providing penalties.

By Senators Plale, Kreitlow, Sullivan and Hopper; cosponsored by Representatives Zepnick, Soletski, Turner, Hraychuck, Hixson, Mason, Zigmunt, Montgomery, Suder and Townsend.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

Senate Bill 444

Relating to: extending the time period to claim a refund for an individual who is affected by a period of financial disability.

By Senators Hansen and Taylor; cosponsored by Representatives Pasch, Turner and Zepnick.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

Senate Bill 445

Relating to: labeling requirements for certain substances that may create a fire hazard when mixed with organic matter (suggested as remedial legislation by the Department of Commerce).

By Law Revision Committee.

To committee on **Commerce, Utilities, Energy, and Rail.**

Senate Bill 446

Relating to: eliminating a requirement for reporting on the petroleum storage remedial action program (suggested as remedial legislation by the Department of Commerce).

By Law Revision Committee.

To committee on **Commerce, Utilities, Energy, and Rail.**

Senate Bill 447

Relating to: state contractual services and false claims submitted to state and local governments, requiring the exercise of rule-making authority, and providing penalties.

By Senators Lassa, Carpenter, Coggs, Darling, Hansen, Holperin, Kreitlow, Lehman, Risser, Taylor, Vinehout and Wirsch; cosponsored by Representatives Jorgensen, Barca, Mason, Roys, Vruwink, Berceau, Cullen, Hilgenberg, Hixson, Milroy, Molepske Jr., Pasch, Pocan, Pope-Roberts, Smith, Turner and Zepnick.

To committee on **Ethics Reform and Government Operations.**

Senate Bill 448

Relating to: a utility terrain vehicle pilot program and making an appropriation.

By Senators Holperin, Lassa, Taylor, Schultz and Jauch; cosponsored by Representatives Hubler, Zepnick, Zigmunt, Ziegelbauer, Suder, Mursau, Steinbrink, Ripp and Turner.

To committee on **Transportation, Tourism, Forestry, and Natural Resources.**

Senate Bill 449

Relating to: possession of a firearm at school or under the supervision of a school authority.

By Senators Holperin, Lehman, Grothman, Taylor and Olsen; cosponsored by Representatives Hraychuck, Staskunas, Kestell, Suder, Turner, Brooks, Bies and Mursau.

To committee on **Education.**

Senate Bill 450

Relating to: goals for reductions in greenhouse gas emissions, for construction of zero net energy buildings and for energy conservation; information, analyses, reports, education, and training concerning greenhouse gas emissions and climate change; energy efficiency and renewable resource programs; renewable energy requirements of electric utilities and retail cooperatives; requiring electric utilities to purchase renewable energy from certain renewable facilities in their service territories; authority of the Public Service Commission over nuclear power plants; motor vehicle emission limitations; a low carbon standard for transportation fuels; the brownfield site assessment grant program, the main street program, the

brownfields grant program, the forward innovation fund, grants to local governments for planning activities, the transportation facilities economic assistance and development program, a model parking ordinance; surface transportation planning by the Department of Transportation and metropolitan planning organizations to reduce greenhouse gas emissions; environmental evaluations for transportation projects; idling limits for certain vehicles; energy conservation codes for public buildings, places of employment, one- and two-family dwellings, and agricultural facilities; design standards for state buildings; energy efficiency standards for certain consumer audio and video devices, boiler inspection requirements; greenhouse gas emissions and energy use by certain state agencies and state assistance to school districts in achieving energy efficiencies; creating an exception to local levy limits for amounts spent on energy efficiency measures; creating an energy crop reserve program; identification of private forest land, promoting sequestration of carbon in forests, qualifying practices and cost-share requirements under the forest grant program established by the Department of Natural Resources; air pollution permits for certain stationary sources reducing greenhouse gas emissions; allocating a portion of existing tax-exempt industrial development revenue bonding to clean energy manufacturing facilities and renewable power generating facilities; requiring a report on certain programs to limit greenhouse gas emissions; granting rule-making authority; requiring the exercise of rule-making authority; and providing a penalty.

By Senators Miller and Plale; cosponsored by Representatives Black and Soletski, by request of Governor James E. Doyle.

To select committee on **Clean Energy.**

Senate Bill 451

Relating to: hospital staff privileges for and written agreements required for nurse-midwives and allowing nurse-midwives to elect to be covered under the injured patients and families compensation fund.

By Senators Robson and Vinehout; cosponsored by Representatives Roys, Smith, Young, Berceau, Pasch, Sinicki, Turner and Vruwink.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

PETITIONS AND COMMUNICATIONS

University of Wisconsin – Parkside

December 29, 2009

The Honorable, The Senate:

Attached please find the report from UW-Parkside regarding the 21st Century Charter School. Statute requires a report every two years on the status of the school. Copies of this report have been shared with Senator Lehman as part of the distribution to interested parties.

Should you or your office have any questions please feel free to email me at paul.haubrich@uwp.edu for further information.

Sincerely,
PAUL HAUBRICH
Charter School Office

**State of Wisconsin
Department of Health Services**

December 31, 2009

The Honorable, The Legislature:

Section 46.03(26) of the statutes requires the Department of Health Services to report annually on information systems projects under development including the implementation schedule, estimate of costs, and methods of determining changes (if applicable).

The Department has the following projects under development: (1) Distance Learning System Implementation, (2) SharePoint –Enterprise application, (3) Functional Screen Re–write, (4) Public Health Information Network (PHIN), (5) Statewide Vital Records Information System Project, (6) Wisconsin Department of Health Services Scheduling Project, and (7) Wisconsin Department of Health Services PTA Web Timekeeping Project. The required information is included in the attached report.

Sincerely,
KAREN E. TIMBERLAKE
Secretary

Referred to joint committee on **Finance**.

Referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue**.

**State of Wisconsin
Government Accountability Board**

January 5, 2010

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2009–2010 session of the legislature, visit the Government Accountability Board’s web site at:

<http://ethics.state.wi.us/>.

Fonfara, Thomas	School Choice Wisconsin
Goyke, Gary R.	High Speed Rail Association of Wisconsin
Goyke, Gary R.	Transit Mutual Insurance Corporation of Wisconsin
Reid, Andrew	Milwaukee Teachers Education Association

Also available from the Wisconsin Government Accountability Board are reports identifying the amount and value of time state agencies have spent to affect legislative

action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,
KEVIN KENNEDY
Director and General Counsel

**REFERRALS AND RECEIPT OF COMMITTEE
REPORTS CONCERNING PROPOSED
ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 09–075

Relating to inmate release accounts.
Submitted by Department of Corrections.
Report received from Agency, December 28, 2009.

Referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**, January 7, 2010.

**Motions Under Senate Rule 98 and Joint Rule 7
for the Month of December 2009**

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Darling, for Coach Baker and the Menomonee Falls High School on the occasion of reaching the WIAA Division 1 Championship Tournament.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Dylan Bender on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Grothman, for Andrew Frederick Boldt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for Alvin Bradberry, on the occasion of his graduation from the Milwaukee Drug Treatment Court.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Tanner Call, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Joshua A. Castelli, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Jim Christensen, owner of Kurtz’s Pub & Deli, on the occasion of receiving the Outstanding Restaurateur of the Year Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Dakota Ciriacks, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Harvey Dvorak, on the occasion of his service and commitment to the Mishicot Fire Department.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Ethan Erdmann, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Darling, for Maris Fried, on the occasion of her retirement after 25 years of dedicated service with the Menomonee Falls School District.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for Altonia George, on the occasion of his graduation from the Milwaukee Drug Treatment Court.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Ann Hermen, on the occasion of celebrating her 100th Birthday shared with family and friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Mitchell S. Keebler, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Elliot Parker Klar, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Colin Korlesky, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Matthew Ryan Krueger, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Nathan P. Lewandowski, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Vinehout, for Cody L. Lipke, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Jauch, for Lumbermens Merchandising Corporation, on the occasion of their 75th Anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Joshua Mahuna, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Austin Mleziva, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Ab Nicholas, on the occasion of his induction into the Wisconsin Athletics Hall of Fame.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Adam Charles Pagenkopf, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Kyle Pepp, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Joshua C. Phillipps, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Sullivan, for Erik L. Pintar, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Jeff Reber, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Sullivan, for Samuel K. Salkin, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Luke Saltzman, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Kory L. Sonnemann, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lassa, for Matthew Stoltz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Bradley A. Swartz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin, for Nicholas William Vandenberg, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Grothman, for Joshua Lee Velier, on the

occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Donald S. Wilson, on the occasion of his retirement after years of dedicated service as founder of Fiduciary Management, Inc.